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The Clerk of Court is Directed to:

☐ Term motion (doc. #     )  
☒ Doc. and File As: Let Hw

**VIA FEDERAL EXPRESS**

Hon. J. Paul Oetken  
United States District Court – SDNY  
500 Pearl Street - Room 15D  
New York, New York 10007

Re: *United States v. Mikhail Zemlyansky, et. al. (Maria Diglio)*  
Docket Number 12CR171 (JPO)

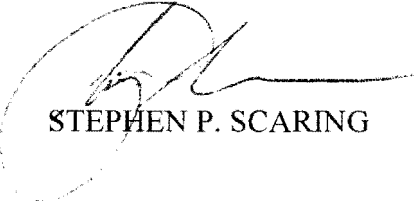
Dear Judge Oetken:

My office represents the defendant, Maria Diglio, in connection with the above referenced matter.

After discussing the upcoming court appearance scheduled for December 5, 2012 with my client, she has advised me that she does not wish to attend the oral argument. She understands her rights and that she has the right to attend the oral argument. However, she has chosen to waive that right and waive her appearance.

Thank you.

Respectfully submitted,



STEPHEN P. SCARING

SPS/mag